FOR UTILITY/DESIGN CIP/PCT NATIONAL/PLANT ORIGINAL/SUBSTITUTE/SUPPLEMF DECLARATIONS

RULE 63 (37 C.F.R. 1.63) DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

CUSHMAN FORM C#3893/M#99042

IN THE UNITED STATES PATENT AND TRADE.

	and for which a	patent is sought on the ir	AABAHOU	ENTITLED		names are listed below) of the s
		BIOCIDAL PROTEI	<u>N5</u>			
		on of which (CHECK app	licable <u>BOX(</u>	ES))		
-> ☐ is atta	ched bereto. led on <u>January (</u>	4. 1993	as U.S.	Application No. 0 8	/ 002,480	
Y(PS) -> 🗆 was fi	led as PCT Inter	mational Application No.	PCT/		oa	
-> -> and (if applic	able to U.S. or I	PCT application) was ame	nded on	identified specification	n including (to	the best of my ability) the clai be material to patentability as d
I hereby state that I have	ve reviewed and	understand the contents of the	e duty to discl	ose all information k	mown to me to	be material to patentability as dor patent or inventor's certificate
in 37 C.F.R. 1.56. I her	eby claim foreig	n priority benefits under	35 U.S.C. 119,	/365 of any foreign a	pplication(s) fo	or patent or inventor's certificate
below and have also ide	entified below an	y foreign application for	patent or inve	entors certificate file	d by me or my	assignee disclosing the subject or (2) if no priority claimed, before
claimed in this applicati	on and having a	filing date (1) before that	t of the applic	ation on which prior	ity is camico, o	or (2) if no priority claimed, before
filing date of this applic	ation: PLICATION(S)	•		first Laid-	Date Patented	
Number	Country	Day/MONTH/Year Fi	ied ope	n or Published	or Granted	. <u>Yest No</u> X
9118523.1	Great Britain	29 August 1991				x
9203038.6	Great Britain	13 February 1992				x
9213526.8	Great Britain	25 June 1992	States applica	tions listed below an	d PCT internati	ional applications listed above or plication is in addition to that di
I hereby claim the bene	int under 35 U.S ition-in-nert (CII	P) application, insofar as t	the subject ma	itter disclosed and cla	aimed in this ap	plication is in addition to that dibility as defined in 37 C.F.R. 1.5
in such prior applicatio	ns. I acknowledg	e the duty to disclose all it	nformation kn	own to me to be mat	erial to patental	bility as defined in 37 C.F.R. 1.5 g date of this application:
became availabe between	en the filing date	e of each such prior applic	cation and the	national or PCT int	ernational tuing	g date of this application:
PRIOR U.S. OR PCT	<u>APPLICATION</u>	(S)	ay/MONTH/			pending, abandoned, patented
Application No. (series		-	AG A	1003		Pending
PCI/GB92/013 /V	II statements ma	de berein of my own know		a and that all statems	ents made on in	nformation and belief are believe ike so made are punishable by
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rapplication or any pate	ent issued thereo	20.		IW Ninth Place W	shington, D.C.	20005-3918, telephone number 8
And I hereby appoint	Cushman, Darby	& Cushman, 1100 New 10	ork Avenue, I	· (~f.the come eddres	aliangion, and a	nd collectively my attorneys to D
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(FOR ADDITIONAL INVENTORS, check box 🛛 and attach sheet (CDC-116.2) for same information for each re signature, name, date, citizenship, residence and address.) CDC-116 1/93

ECLARATION AND POWER OF ATTOR... (continued) ADDITIONAL INVENTORS:

	5)	INVENTOR'S SIGNATURE	Fronty Reve	mond Gerard To	Priso Date (Hard 1993			
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	7)	INVENTOR'S SIGNATURE	<u> </u>	<u> </u>	Date				
,-] -[]		Inventor's Name (type)	First						
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PATE T AND TRADEMARK CASES - RULES OF DUTY OF DISCLOSURE

(a) A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material when there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.

PATENT LAWS 35 U.S.C.

§ 102. Conditions for patentability; novelty and loss of right to patent

A person shall be entitled to a patent unless-

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent or
- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
- (c) he has abandoned the invention, or
- (d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months* before the filing of the application in the United States, or
- (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or
- (f) he did not himself invent the subject matter sought to be patented, or
- (g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

§ 103. Condition for patentability; non-obvious subject matter

A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made. Subject matter developed by another person, which qualified as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

Six months for Design Applications (35 U.S.C. 172).